

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

|   |   |                          |
|---|---|--------------------------|
| -----X  |   |                          |
| MICHELLE GUNTER, individually and               | : |                          |
| on behalf of all others similarly situated, and | : |                          |
| MARK MCDONALD,                                  | : |                          |
|   | : |                          |
| Plaintiffs,                                     | : | <b><u>ORDER</u></b>      |
| v.  | : | 18-CV- 01804 (WFK) (RER) |
|   | : |                          |
| SILVER'S CRUST WEST INDIAN RESTAURANT           | : |                          |
| & GRILL INC. D/B/A SILVER KRUST WEST INDIAN     | : |                          |
| RESTAURANT & GRILL INC., and                    | : |                          |
| CONRAD MCGREGOR,                                | : |                          |
|   | : |                          |
| Defendants.                                     | : |                          |
| -----X  |   |                          |

**WILLIAM F. KUNTZ, II, United States District Judge:**

By order dated August 7, 2020, the Court referred Plaintiff's motion to correct the judgement and for attorney's fees to the Honorable Magistrate Judge Ramon E. Reyes for a report and recommendation. ECF No. 40. On February 25, 2021, Judge Reyes filed the Report and Recommendation ("R&R"), recommending the Judgment be amended as requested to include \$49,237.20 and \$19,242.20 in New York Labor Law ("NYLL") liquidated damages for McDonald and Gunter, respectively, and that Plaintiffs be awarded \$10,443.75 in attorney's fees and \$1,192.23 in costs. ECF No. 44. Objections to the R&R were due March 11, 2021, and to date, no objections have been filed.

In reviewing a report and recommendation, a district court "may accept, reject, or modify, in whole or in part, the findings or recommendations made by the magistrate judge." 28 U.S.C. § 636(b)(1). Where no objections have been filed, the Court reviews a report and recommendation

for clear error. *See Covey v. Simonton*, 481 F. Supp. 2d 224, 226 (E.D.N.Y. 2007) (Garaufis, J.).

The Court finds no such error here. Accordingly, the Court adopts the R&R in its entirety.

**SO ORDERED.**

s/ WFK

---

HON. WILLIAM F. KUNTZ, II  
UNITED STATES DISTRICT JUDGE

Dated: March 15, 2021  
Brooklyn, New York